

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dale R. Burns *et al.*

Title: Cytoplasmic Male Sterility System Producing Canola Hybrids

Appl. No.: 09/850,582

Filing Date: 05/07/2001

Examiner: Anne R. Kubelik

Art Unit: 1638

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT
BY ASSIGNEE

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

INSTITUT NATIONAL DE LA RECHERCHE AGRONOMIQUE, having its registered offices at 147, Rue de l'Université 75338 Paris, is the Assignee and owner of the entire right, title, and interest in and to the above-identified patent application.

Assignee hereby appoints the following registered attorneys and agents of the law firm of FOLEY & LARDNER:

GEORGE C. BECK	Reg. No. 38,072
STEPHEN A. BENT	Reg. No. 29,768
BETH A. BURROUS	Reg. No. 35,087
ALAN I. CANTOR	Reg. No. 28,163
WILLIAM T. ELLIS	Reg. No. 26,874
JOHN J. FELDHAUS	Reg. No. 28,822
MICHAEL D. KAMINSKI	Reg. No. 32,904
MARY MICHELLE KILE	Reg. No. 35,217
KENNETH E. KROSIN	Reg. No. 25,735
GLENN LAW	Reg. No. 34,371
PETER G. MACK	Reg. No. 26,001
STEPHEN B. MAEBIUS	Reg. No. 35,264
BRIAN J. MC NAMARA	Reg. No. 32,789
RICHARD C. PEET	Reg. No. 35,792
GEORGE E. QUILLIN	Reg. No. 32,792
ANDREW E. RAWLINS	Reg. No. 34,702
BERNHARD D. SAXE	Reg. No. 28,665
CHARLES F. SCHILL	Reg. No. 27,590
RICHARD L. SCHWAAB	Reg. No. 25,479
MICHELE M. SIMKIN	Reg. No. 34,717
HAROLD C. WEGNER	Reg. No. 25,258

as its principal attorneys to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, to

transact all business in the United States Patent and Trademark Office connected therewith, and to have full power of substitution, association, and revocation, including the power to revoke the power of attorney of any associate attorney.

Please direct all future correspondence concerning this application to:

Stephen B. Maebius
FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5569
Facsimile: (202) 672-5399

Executed this 9th day of February, 2004

INSTITUT NATIONAL DE LA RECHERCHE AGRONOMIQUE

By:

(Signature)

Gilles BARITEAU

Directeur de l'Unité Contrats
et Propriété Intellectuelle

(Printed Name)

(Title)

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Cytoplasmic Male Sterility System Producing Canola Hybrids
the specification of which

(check one)

☐ is attached hereto.

☒ was filed on July 3, 1996 as

Application Serial No. 08/675,156

and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
<u>9513881.4</u>	<u>UK</u>	<u>7 July 1995</u>	<u>X</u>	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
<u> </u>	<u> </u>	<u> </u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
<u> </u>	<u> </u>	<u> </u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

ER 244376246 US
FF 1989257240

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney and/or agent to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Dana Rewoldt
Reg. No. 33,762

Send Correspondence to:

Dana Rewoldt
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U.S.A.

Direct Telephone Calls to:

Dana Rewoldt (515) 685-5000

Full name of sole or first inventor

Dale R. Burns

Inventor's signature

Dale R. Burns

Date Sept. 16, 1996

Residence

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Citizenship

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Post Office Address

#6-75 SCURFIELD BLVD., WINNIPEG, MB, CANADA R3Y 1

Full name of second joint inventor, if any

Mark A. Forhan

Second Inventor's signature

Mark A. Forhan

Date Sept. 17, 1996

Residence

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Citizenship

CANADA

Post Office Address

#6-75 SCURFIELD BLVD., WINNIPEG, MB CANADA R3Y 1P6

Full name of third joint inventor, if any Steve Barnes

Third Inventor's signature St Barnes

Date 10 Sept 96

Residence RUE JOSEPH TRIFFAUX 3, 4280 PETIT-HALLEI, BELGIUM

Citizenship United Kingdom

Post Office Address AS ABOVE

Full name of fourth joint inventor, if any Greg C. Buzza GREGORY COLIN BUZZA
Fourth Inventor's signature Gregory C. Buzza Date September 11, 19
Residence 'Yellow House' Flagstone Creek Road Flagstone Creek
Citizenship AUSTRALIAN Queensland, Australia
Post Office Address P.O. Box 10, TOWWOMBE, Queensland, Australia
4350

Full name of fifth joint inventor, if any Florin M. Stoenescu

Fifth Inventor's signature [Signature]

Date 16.09.1996

Residence 101-109 Swindon Way, Winnipeg, Manitoba R3P 0W3 Canada

Citizenship U.S. A.

Post Office Address 6-75 Scurfield Blvd., Winnipeg, MB, R3Y1P
Canada

Full name of sixth joint inventor, if any Teresa Huskowska

Sixth Inventor's signature [Signature]

Date 16.09.1996

Residence 5-1120 Dorchester Avenue, Winnipeg, Manitoba R3M 0S4 Canada

Citizenship Canadian

Post Office Address 6-75 Scurfield Blvd., Winnipeg, Manitoba R3Y1P6
Canada



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECEMBER 31, 2003

PTAS



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FOLEY & LARDNER
STEPHEN B. MARBIUS
3000 K STREET, NW
SUITE 500
WASHINGTON, DC 20007-5109

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/30/2003

REEL/FRAME: 014223/0387
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ADVANTA TECHNOLOGY LIMITED

DOC DATE: 05/29/2003

ASSIGNEE:

INSTITUT DE LA RECHERCHE
AGRONOMIQUE
147 RUE DE L'UNIVERSITE
75338 PARIS, FRANCE

SERIAL NUMBER: 09850582
PATENT NUMBER:

FILING DATE: 05/07/2001
ISSUE DATE:

014223/0387 PAGE 2

SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

07-07-2003

Form PTO-1595
(Rev. 10/02)

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PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 6/30/2005)

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Advanta Technology Limited

6-30-03

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

5/29/2003

Execution Date: _____

2. Name and address of receiving party(ies)

Name: Institut de la Recherche Agronomique

Internal Address: _____

Street Address: 147 rue de l'Universite

75338 Paris, France

City: _____ State: _____ Zip: _____

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) 09/850,582

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Stephen B. Maebius

Internal Address: Foley & Hardner

Street Address: 3000 K Street, NW

Suite 500

City: Washington State: _____ Zip: 20007-5109

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed (\$ w 257653)☐ Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

DANA REWOLDT
Name of Person SigningDana Rewoldt
SignatureJune 25, 2003
Date

Total number of pages including cover sheet, attachments, and documents: 4

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

07/02/2003 GT0N11 00000075 09850582

1 FC:8021

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ASSIGNMENT

WHEREAS, Advanta Technology Limited, having its principal offices at Sleaford Lincolnshire UK NG34 7HA (hereinafter "ASSIGNOR"), was the owner of all right, title and interest in Cytoplasmic Male Sterility System Producing Canola Hybrids and an application for Letters Patent of United States based thereon designated U.S. Serial Number 09/850,582 has been filed on May 7, 2001.

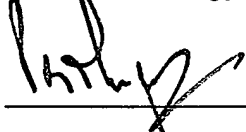
Now, therefore, for good and valuable consideration, receipt of which is acknowledged, Advanta Technology Limited has agreed to assign and transfer and do hereby assign and transfer jointly unto INSTITUT NATIONAL DE LA RECHERCHE AGRONOMIQUE, having its registered offices 147, Rue de l'Université, 75338 Paris, represented by Gilles BARITEAU, in his capacity of authorized representative hereafter referred to as: "INRA" as Assignee, its successors and assigns, the entire right, title and interest, without warranties expressed or implied, in and to the said invention and application, and in and to any further priority filing, division, continuation, of said application assigned to ASSIGNEE, and in and to any and all Letters Patent and reissues and re-examinations and extensions thereof, of the United States of America and countries foreign thereto (including the right to apply for Letters Patent in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), which have been or may be granted thereon or on any divisional further priority filing, continuation, renewal, reissue or other or further application based in whole or in part upon the said invention or improvements thereon, to be held and enjoyed as fully and exclusively as they would have been by ASSIGNOR had this assignment and transfer not been made;

ASSIGNOR further agrees for its successors, assigns and nominees to execute and deliver without further consideration any further applications, assignments and documents, and to perform such other acts as it lawfully may, that are necessary for said ASSIGNEE, its successors, assigns and nominees, to secure its interest as aforesaid and to obtain or maintain Letters Patent in any and all countries.

And ASSIGNOR does hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent, which may be granted upon any of the said applications, to the said ASSIGNEE, as the assignee of the entire interest as conveyed above.

An officer/director of Advanta Technology Limited has hereunto signed his name on the day and year set forth below.

Advanta Technology Limited

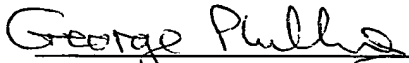
By: 

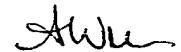
Printed Name: Peter Thompson

Title: company secretary of Advanta Technology Limited.

Date: 29 May 2003

On this 29th day of May, 2003, personally appeared Peter Thompson, to me known and known to me to be an officer of Advanta Technology Limited, assignor above named, and acknowledged that he executed the foregoing Assignment on behalf of said assignor and pursuant to authority duly received.


Witness


Witness

